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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/870,762	06/06/1997	BRADFORD J. DUFT	226/104US	7328
44638 7590 12/14/2009 Intellectual Property Department Amylin Pharmaceuticals, Inc. 9360 Towne Centre Drive San Diego, CA 92121				
EXAMINER DEVI, SARVAMANGALA J N				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: BRADFORD J. DUFT and ORVILLE G. KOLTERMAN

Appeal 2009-004999
Application 08/870,762
Technology Center 1600

Mailed: December 14, 2009

Before Merrell C. Cashion, Jr., *Resource Administrator*.

ORDER DISMISSING APPEAL

On May 12, 2008, Appellants filed a Notice of Appeal. On October 20, 2009, Appellants filed a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114. The RCE will be treated as a request to withdraw the appeal.

Accordingly, the appeal in this application is dismissed.

Appeal 2009-004999
Application 08/870,762

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

MCC/saw

Intellectual Property Department
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